

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

ESTECH SYSTEMS IP, LLC,

Plaintiff,

v.

CARVANA LLC,

Defendant.


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Case No. 2:21-CV-00482-JRG-RSP
(Lead Case)

ORDER

Carvana LLC previously moved to dismiss for failure to state claims of direct, pre-suit indirect, and willful infringement. **Dkt. No. 16**. Magistrate Judge Payne entered a Report and Recommendation, **Dkt. No. 76**, recommending the motion be denied. Given that no objections have been filed and based upon the reasons set forth in the Report and Recommendation, the Recommendation is **ADOPTED**. It is therefore **ORDERED** that Carvana LLC's motion to dismiss, **Dkt. No. 16**, is **DENIED**.

So ORDERED and SIGNED this 7th day of November, 2022.



RODNEY GILSTRAP
UNITED STATES DISTRICT JUDGE